

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Noteborn et al.

Serial No.: To Be Assigned

Filed: March 27, 2001

For: APOPTIN ASSOCIATING PROTEIN

Examiner: To Be Assigned

Group Art Unit: To Be Assigned

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Preliminary Amendment

BOX PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

Sir:

Before examination and calculation of the filing fees, please amend the referenced application as follows:

IN THE CLAIMS:

4. (Amended) The isolated or recombinant nucleic acid of [any one of claims 1 to 3] claim 1 capable of hybridizing to a nucleic acid molecule encoding an Apoptin-associating proteinaceous substance as shown in SEQ ID NO 2 or SEQ ID NO 10.

5. (Amended) The isolated or recombinant nucleic acid of [any one of claims 1 to 4] claim 1, wherein said isolated or recombinant nucleic acid is at least 60% homologous to the nucleic

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acid molecule of SEQ ID NO 1, SEQ ID NO 9, or SEQ ID NO 1 and SEQ ID NO 9.

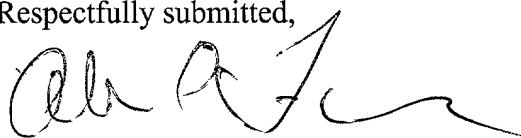
12. (Amended) The proteinaceous substance of claim 10 [or claim 11], said proteinaceous substance comprising at least a part of an amino acid sequence as shown in SEQ ID 2 or SEQ ID 10 or a functional equivalent or functional fragment thereof.

13. (Amended) An isolated or synthetic antibody specifically recognizing a proteinaceous substance or functional equivalent or functional fragment thereof of [any one of claims 10 to 12]claim 10.

Remarks

The application is to be amended (without prejudice or disclaimer) as previously set forth, which should not be viewed as narrowing or limiting the claims. The amendments are sought to conform the application to a form more consistent with Office practice by removing multiple dependencies. It is respectfully submitted that no new matter has been added by the amendments. If any questions remain after consideration of the instant amendments, the Office is kindly requested to contact applicants' attorney at the address or telephone number given herein.

Respectfully submitted,



Allen C. Turner
Registration No. 33,041
Attorney for Applicants
TRASK BRITT, PC
P. O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: (801) 532-1922

Date: March 27, 2001